IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 10th day of May 2005

Criminal Misc. Bail Application No.360/2005

Order on the bail application of accused

CRIMINAL SIDE

Devendra Singh Kushwala
S/o Shri Balwant Singh Kushwala
R/o 839/Y-1 Block, Kidwai Nagar, Kanpur
District Kanpur City (U.P.) …….Applicant

Versus

State of Uttaranchal …..Opposite Party

Arising out of case crime No. 8/21 of 2005
U/s 380 and 411 I.P.C.
Registered on the basis of F.I.R. dated 4.2.2005 at Reporting Out Post Prem Nagar
P.S. Prem Nagar Cantonment
District Dehradun.

Hon'ble J. C. S. Rawat, J.

Heard Sri Ramji Srivastava learned counsel for the applicant and learned A.G.A. for the Stated.

Perused the record. It has been alleged in the FIR as well as in the affidavit filed by the applicant that the applicant-accused is the Manager in the Pharmaceutical Company. It was contended that the applicant-accused was apprehended at Ballapur Chowk at about 2:30AM and some stolen articles are claimed to have been recovered from his possession. If a person steals the valuable articles or cash he will never keep wandering here and there with the stolen articles and he will try to conceal the valuable articles. Perusal of the case diary, considering the circumstances of the case and contentions of the parties, I am of view that it is a fit case for bail.

Let the applicant-accused be released on bail on his executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J. C. S. Rawat, J.)

Dated 10.5.2005

LSR